

SECTION NINE:

Paragraph One: An officer shall by signal, order or direction require the removal of a legally or illegally parked vehicle from, and temporarily prohibit the operation or parking of a vehicle in sections or areas of highways in the City when necessary either to permit or to expedite the operation without delay, obstruction and interruption in said sections or areas, of vehicles and equipment owned or leased by the City, including fire and police vehicles, shovels and equipment engaged in the opening of excavations, and refilling of excavations, and the repair, resurfacing and the cleaning of the surface of the highway or the removal of snow therefrom.

Paragraph Two: It shall be unlawful for an owner or operator of a vehicle to fail or refuse to comply with an order, signal, direction or request given by an officer in accordance with, and as provided in, Paragraph One of Section Nine of this Ordinance.

SECTION TEN:

No person shall park a vehicle upon the passageway of a street designated in this Ordinance unless the vehicle shall be wholly within the parking space marked and designated thereon.

SECTION ELEVEN:

This Ordinance is not intended and shall not be construed to any manner supersede, suspend, revoke, alter or amend any provisions of the "Motor Vehicle Code" of the Commonwealth of Pennsylvania or any provisions of Ordinance No. 814, establishing "Parking Meter Zones", enacted finally the 2nd day of December, 1941, and the amendments thereto; and said Ordinance No. 814 shall be construed subject to and consistent with the provisions of this Ordinance.

SECTION TWELVE:

- (a) Except as otherwise set forth in subparagraph (b), any person violating a provision of this Ordinance, or aiding, abetting, or assisting in the violation of a provision hereof, shall upon conviction in a summary proceeding before a Magisterial District Judge, be subject to a fine of not less than Fifteen (\$15.00) Dollars, or more than Fifty (\$50.00) Dollars, together with the costs of prosecution; and in default of the payment of fine and costs shall undergo imprisonment in the jail of the City of Franklin or the jail of the County of Venango, Pennsylvania, for a period not to exceed ten (10) days. (Ord. 6 of 2005, Sect. 7, Passed 04-04-05; Ord. 1 of 2016, Sect. 3, Passed 01-04-2016)
- (b) In the case of any violation of Paragraph 49(j) of Section Eight of this Ordinance (related to two-hour non-metered parking on Liberty Street between 12th and 13th Streets), the proceedings before the Magisterial District Judge

under and pursuant to subparagraph (a) shall not be instituted upon receipt by the City of a Five (\$5.00) Dollar penalty within 72 hours from the time of the violation, or receipt by the City of a Fifteen (\$15.00) Dollar penalty within the period of 72 to 240 hours from the time of said violation, said penalties to be paid in lieu of fines and costs. (Ord. 6 of 2005, Sect. 7, Passed 04-04-05; Ord. 1 of 2016, Sect. 3, Passed 01-04-2016)

SECTION THIRTEEN:

If any provision, section, or part of this Ordinance shall be adjudicated invalid or unconstitutional by a court of competent jurisdiction, the adjudication shall not affect the validity of this Ordinance as a whole, or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION FOURTEEN:

Ordinance No. 828, enacted August 11, 1944, and the amendment thereto; and Ordinance No. 890, enacted February 5, 1951, and all later ordinances or sections of ordinances passed to amend Ordinance No. 890, namely, Ordinance No. 891, Ordinance No. 893, Ordinance No. 8 of 1954, Ordinance No. 2 of 1955, Ordinance No. 7 of 1964, Ordinance No. 5 of 1969, Ordinance No. 12 of 1969, Ordinance No. 13 of 1970, Ordinance No. 5 of 1971, Ordinance No. 16 of 1971, Ordinance No. 13 of 1973, Ordinance No. 14 of 1973, Ordinance No. 4 of 1975, Ordinance No. 6A of 1975, Ordinance No. 6 of 1975 and Ordinance No. 7 of 1976; and all ordinances or sections of ordinances in conflict herewith except Ordinance No. 814, aforesaid, and the amendments thereto, are hereby repealed to, and only to, the extent of said conflict.

SECTION FIFTEEN:

This Ordinance shall become effective immediately upon final passage hereof.

APPROVED this 3rd day of October 1977.

/s/ Guy Mammolite
Mayor

ATTEST:

/s/ James A. Goodling
City Clerk